

During discovery, Plaintiff purportedly obtained evidence which revealed that Defendants Dale Dorow and William Griswold “provided information acquired from their former Philips employment to Transtate, including without limitation, trade secret information about how to gain

unauthorized access to software tools on Philips' [proprietary] systems, . . . secret Philips' documents, and . . . internal Philips' stand-alone software tools for servicing Philips' [proprietary] systems." (Id. ¶ 44). Plaintiff thus filed the instant suit against Defendants, alleging Defendants "breached [non-disclosure] Agreements with Philips, misappropriated Philips' trade secrets, and deceptively and unfairly competed against Philips." (Doc. No. 1 ¶ 7).

On July 25, 2019, Defendants filed the instant motion to dismiss and a memorandum of law supporting dismissal. (Doc. Nos. 14–15). In turn, Plaintiff filed a response opposing dismissal on August 19, 2019. (Doc. No. 21). Finally, on September 3, 2019, Defendants filed a reply. (Doc. No. 22). This matter is now ripe for disposition.

The Court will deny Defendants' motion to dismiss at this time and hold it under consideration pending further development of the record and summary judgment motions.

II. CONCLUSION

Defendants' motion to dismiss is denied, pending further development of the record, and the Court will issue a ruling after discovery and the parties' filing of summary judgment motions.

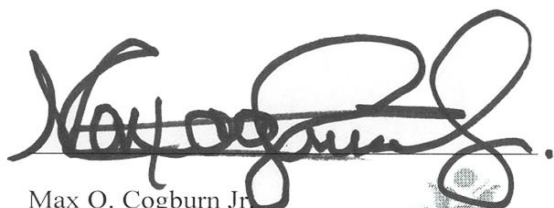
ORDER

IT IS, THEREFORE, ORDERED that:

(1) Defendants' Motion to Dismiss Plaintiff's Complaint (Doc. No. 14) is

DENIED.

Signed: October 8, 2019


Max O. Cogburn Jr.
United States District Judge